

ses; and the same is hereby made a portion of the county funds of said county.

SEC. 2. This act shall be in force and take effect Take effect. from and after its publication in the "Hamilton Freeman" and Fort Dodge Sentinel" without expense to the State.

Approved March 22d, 1858.

I hereby certify that the foregoing Act was published in the Hamilton Freeman on the 25th day of April, 1858, and in the Fort Dodge Sentinel on the 3d of April, 1858.

ELIJAH SELLS,  
Secretary of State.

## CHAPTER 122.

### RELIEF OF JAMES PHILLIPS.

WHEREAS, On the twelfth day of July, A. D. 1851, the State sells land to Williams. State of Iowa, by her authorized agents, sold to Jesse Williams the north half of the south east quarter of Section 23 in township 78, north of Range 24 west, the same being a part of the Des Moines river grant, and

WHEREAS, On the second day of June, A. D. 1853, the Again sells it to Phillips. State again sold to James Phillips a portion of said land, to wit: the north east quarter of the south east quarter of said section upon which said Phillips made certain improvements, and afterwards sold and conveyed the same by warrantee deed, to William Phillips, the consideration expressed in the deed being Consideration. two hundred and two dollars, and

WHEREAS, The title of the said James Phillips and his grantee having failed, by reason of the State having no title to said premises at the time of the sale to James Phillips, and

WHEREAS, It is eminently just and equitable that said Phillips or his grantee should be kept harmless in the premises. Therefore,

SECTION 1. *Be it enacted by the General Assembly of the State of Iowa,* That the Treasurer of State be and

he is hereby directed to pay to the person now claiming title to said premises, by or through the said James Phillips, out of any money in the Treasury not otherwise appropriated, two hundred and two dollars; *Provided*, that the person claiming title to said premises as aforesaid, shall first satisfy the Attorney General that he has a regular and valid claim of title from the State to said premises, and shall execute to the State to be approved by the said Attorney General, a Quit claim deed to the premises aforesaid, which deed shall be filed by the Attorney General in the office of the Secretary of State.

SEC. 2. Upon a compliance with the provisions of the first Section of this act, the Attorney General shall give to the person so complying, a certificate stating clearly and explicitly that the provisions of the first section of this act have been complied with and the name of the person so complying.

Upon the presentation of such certificate to the Auditor, he shall issue a warrant on the Treasurer for the sum aforesaid.

Approved March 22d, 1858.

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## CHAPTER 123.

### COUNTY BOUNDARY.

AN ACT explanatory of certain parts of an Act entitled "An Act to establish new Counties and define their boundaries in the late cession from the Sac and Fox Indians and for other purposes.

WHEREAS, By the ninth and tenth sections of an Act entitled "An Act to establish new Counties and define their boundaries, in the late cession from the Sac and Fox Indians, and for other purposes," approved 17th February, 1843, the counties of Benton and Tama were established, and their respective boundaries defined in such language that doubts may arise as to true intent and meaning thereof. Therefore, for the

Treasurer authorized to refund.

Title made good.

Certificate from the Attorney General.

Statement of facts.